IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL WRIT PETITION NO.453 OF 2001

Jagarsingh Harbansingh ...Petitioner
vs.
Mahinder Singh Dhanna Singh & Ors. ...Respondents

Mr.S.S.Redekar for the Applicant
Ms S.D.Shinde, A.P.P. for State

CORAM: A.S.OKA,J.
DATE : AUGUST 11,2005

P.C.:

1. Heard Shri Redekar for the Petitioner. The prayer in this Petition is for directing the Addl.C.M.M., 5th Court, Dadar to expedite the trial of private complaint filed by the Applicant. A case is made out that the Applicant is 75 years old now and the case needs expeditious hearing. The second grievance which is made in the Application is that the order dated 6th May 1999 passed by the learned Magistrate has not been complied with.

2. I have considered the submissions of the learned Counsel for the Petitioner. Considering the large pendency of cases in the Courts of Metropolitan Magistrates in Mumbai, the prayer made in this Petition cannot be granted. However, it is for the Petitioner to bring it to the notice of the learned Magistrate that the Petitioner is a Senior Citizen and the complaint needs early hearing. The learned Magistrate will be

free to pass appropriate direction considering the pendency of cases in his Court. The grievance regarding non compliance with the order dated 6th May 1999 will have to be made by the Petitioner by taking out appropriate proceedings.

3. Subject to observations which are made above, Writ Petition is rejected.

JUDGE